

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

DAVID STORCK,

Plaintiff,

Case No. 1:21-cv-247

v.

HONORABLE PAUL L. MALONEY

STATE OF MICHIGAN,

Defendant.

/

**ORDER ADOPTING REPORT AND RECOMMENDATION**

Plaintiff initiated this lawsuit by filing his complaint on March 17, 2021. On March 22, 2021, the Magistrate Judge issued a Report and Recommendation, recommending that the action be dismissed upon initial screening pursuant to 28 U.S.C. § 1915(e)(2). The Report and Recommendation was duly served on the parties. No objections have been filed. *See* 28 U.S.C. § 636(b)(1). Therefore,

**IT IS HEREBY ORDERED** that the Report and Recommendation (ECF. No. 4) is APPROVED and ADOPTED as the Opinion of the Court.

**IT IS FURTHER ORDERED** that the Complaint is DISMISSED for the reasons stated in the Report and Recommendation.

**IT IS FURTHER ORDERED** that this Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal of this decision would not be taken in good faith. *See McGore v. Wrigglesworth*, 114 F.3d 601, 610-11 (6th Cir. 1997), overruled on other grounds by *Jones v. Bock*, 549 U.S. 199,

206, 211-12 (2007). Should plaintiff appeal this decision, the \$505.00 appellate filing fee will be assessed pursuant to § 1915(b)(1), *see McGore*, 114 F.3d at 610-11.

A Judgment will be entered consistent with this Order.

Dated: April 19, 2021

/s/ Paul L. Maloney  
Paul L. Maloney  
United States District Judge